

REMARKS

The following remarks are responsive to the Office Action of October 4, 2004. Reconsideration of the application and a notice of allowance are respectfully solicited.

Claim Objections

Claim 11 is objected to because it is not grammatically correct. I express appreciation to the Examiner for determining that claim 11 contain allowable subject matter and would be allowed if amended to overcome the objection. Therefore, claim 11 is amended herein as the Examiner proposed in the Office Action.

For convenience of the Examiner, APPENDIX 1 is provided herewith having a complete set of pending claims with all amendments effected therein.

Specification

The specification is amended as the Examiner's proposal. The Examiner's objection to the specification is therefore overcome.

Also, a substitute Abstract is submitted herewith.

Claim Rejections-35 U.S.C. 112

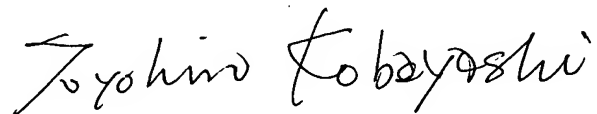
Claim 10 is rejected under 35 U.S.C. 112, first paragraph, as failing to comply with written description requirement. Also claim 10 is rejected under 35 U.S.C. 112, second paragraph, indefinite for failing to particularly point out and distinctly claim the

subject matter which applicant regards as the invention. I express appreciation to the Examiner for determining that claim 10 contain allowable subject matter and would be allowed if rewritten to overcome the rejection(s) under 35 U.S.C. 112, second paragraph and to include all of the limitations of the base claim and any intervening claims.

To overcome the rejection, I have replaced the terms “velcro, clips press studs” with “looped fastener” and includes all of the limitations of the base claim, claim 1.

In light of the foregoing, the application is now believed to be in proper form for allowance of all claims and notice to that effect is earnestly solicited.

Respectfully submitted,

A handwritten signature in black ink, reading "Toyohiro Kobayashi". The signature is written in a cursive, flowing style with some capitalization.

Toyohiro Kobayashi

Encl: Appendix 1

APPENDIX 1

ALL PENDING CLAIMS WITH AMENDMENTS EFFECTED THEREIN

1. (previously Amended) A cap comprising;

a cloth cap body;

a sunshade cover removably and rotatably connected to the cap body by means for connecting, characterized in that the sunshade cover has a cooling material, and the cooling materials is a water-absorbing material as a fiber obtained by processing a polymer that contains the sodium salt of polyacrylic acid as a major component;

wherein, in the stored position, the sunshade cover provides shading to at least the top of the person's head and in the extended position, the sunshade cover provides shading to at least the back of the person's head;

the connecting means having a projection received in a recess, arrangement of the projection in the recess allowing for rotation of the sunshade cover between the extended position and the stored position; and

a fixing means for detachably fixing the sunshade cover in either the extended position or the stored position.

8. (previously added) A cap according to claim 1, wherein the projection is detachably received in the recess.

9. (previously added) A cap according to claim 1, wherein the projection is located on the body and the recess in located on the sunshade cover.

10. (Currently amended) A cap comprising:

a cloth cap body;

a sunshade cover removably and rotatably connected to the cap body by means for connecting, characterized in that the sunshade cover has a cooling material, and the cooling materials is a water-absorbing material as a fiber obtained by processing a polymer that contains the sodium salt of polyacrylic acid as a major component;

wherein, in the stored position, the sunshade cover provides shading to at least the top of the person's head and in the extended position, the sunshade cover provides shading to at least the back of the person's head;

the connecting means having a projection received in a recess, arrangement of the projection in the recess allowing for rotation of the sunshade cover between the extended position and the stored position; and

a fixing means for detachably fixing the sunshade cover in either the extended position or the stored position, the fixing means further including a portion of double sided adhesive, a portion of looped fastener or any other suitable means for fixing the sunshade cover to the body.

11. (Currently amended) A cap according to claim 1, wherein the fixing means is located on either side of the cap such that in either the extended or the stored position the sunshade cover may be held in the stored position by either side of the cap.

12. (previously added) A cap according to claim 1, wherein the cloth cap body is

4) . . .
formed in the shape of a hat.

13. (previously added) A cap according to claim 1, wherein the cloth cap body is formed in the shape of a hood.